



**RE: Wallace Yard and Spur Lines Site - Follow-up to January 15 and 16 meetings**

**Wurtzler, Gail** to: Clifford Villa

01/23/2009 05:15 PM

Cc: "Trueblood, Craig", Darrell.Early, "Lietz, Denise", "Lawrence, Robert"

Cliff,

Thank you for the update. The Railroads are circulating within our group a revised draft of the SOW and a draft letter to the State of Idaho regarding work on the common use areas within the Spur Lines. We received the State-EPA agreement from Darrell, but we still need from you or Darrell several of the other items from the list I sent earlier this week before we can finish the revisions to the draft SOW. We will keep you posted on our progress as well.

Thanks.

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-----Original Message-----

From: Villa.Clifford@epamail.epa.gov  
[mailto:Villa.Clifford@epamail.epa.gov]  
Sent: Friday, January 23, 2009 6:10 PM  
To: Wurtzler, Gail  
Cc: Trueblood, Craig; Darrell.Early@deq.idaho.gov;  
Lietz, Denise;  
Lawrence, Robert  
Subject: Re: Wallace Yard and Spur Lines Site -  
Follow-up to January 15  
and 16 meetings

Quick update: I was hoping to have the next revision of the CD out today, but at this hour on Friday evening, I believe I must resign myself to further labor over the weekend. I'll keep you posted with progress or my final cut soon.

Thanks.

Cliff Villa  
Assistant Regional Counsel  
U.S. EPA Region 10

"Wurtzler, Gail"  
 <Gail.Wurtzler@d  
 gslaw.com>  
 To  
 Villa/R10/USEPA/US@EPA,  
 01/19/2009 10:46  
 <Darrell.Early@deq.idaho.gov>  
 AM  
 cc  
 Robert"  
 <Robert.Lawrence@dgsllaw.com>,  
 Craig"  
 <craig.trueblood@klgates.com>,  
 <denise.lietz@klgates.com>  
 Subject  
 and Spur Lines Site  
 January 15 and 16  
 Clifford  
 "Lawrence,  
 "Trueblood,  
 "Lietz, Denise"  
 Wallace Yard  
 - Follow=up to  
 meetings

CONFIDENTIAL SETTLEMENT COMMUNICATION

Cliff and Darrell.

Bob and I are sending this email with a list of items  
 that EPA and/or  
 the State agreed to provide to the railroads in  
 connection with our  
 ongoing negotiations regarding a consent decree and  
 statement of work  
 for this Site.

1. The State-EPA cooperative agreement, which we  
 understand addresses  
 the residential yard cleanups among other things.

2. The State's language regarding the effect of a  
 consent  
 decree/covenant not to sue that was discussed on  
 Thursday. Darrell was

going to provide this.

3. The definition of "concentrate" to be used in the SOW. EPA was going to provide this.

4. A map showing the locations of completed and planned residential yard cleanups within this Site. Nick said that he had such a map.

5. Details of the "Bunker Hill area of drilling concern" that is described in the Basin ROD including geographic scope and limitations on drilling and use of groundwater.

6. Narrative on objectives for the Hercules Mill Element of Work in the SOW. EPA to provide.

7. Further definition/description of the Basin Property Remediation Program to include in the CD and SOW. Nick and Darrell were going to provide this.

We are working on a revision of the draft SOW and understand that Cliff is working on a revision of the draft CD. Bob and I look forward to future discussions regarding those documents.

Thanks.

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